SINGLE BENCH

CF 1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) NO. 688 /2007

PETITIONER : Smt. Archana Kashyap
Aged about 27 years,
W/o Durga Prasad Kashyap
R/o Village Padgawan, Tahsil Pendra Road, Distt. Bilaspur (C.G.)

P.R. No. 30/1/07
Presented by Shri B.L. Sonkar
dated 29/1/07

VERSUS

RESPONDENTS :

1. State of Chhattisgarh
Through Secretary
Department of Woman & Child Development, D.K.S Bhawan, Raipur (C.G.)

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2. The Commissioner,
Woman & Child Development,
Raipur (C.G.)

3. The Collector (Mahila Bal Vikas)
Bilaspur, Bilaspur (C.G.)

4. The Program/Project Officer,
Woman & Child Development (Project) Pendra, District Bilaspur (C.G.)

5. Chief Executive Officer
Janpad Panchayat Pendra
Distt. Bilaspur (C.G.)

Oath Commissioner
A. PATRIKAR
BILASPUR
M.P.
Bilaspur Tahsil

6. Smt. Lalita, W/o. Jeewan Das Caste-Mahra, R/o Village Padgawan, Tahsil Pendraroad, District Bilaspur (C.G.)

WRIT PETITION U/A 226 OF THE CONSTITUTION OF INDIA

(38)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

Single Bench: Hon'ble Shri Satish K. Agnihotri, J.

W. P. (s) No. 688 OF 2007

Petitioner : Smt. Archana Kashyap

Versus

Respondents : State of Chhattisgarh & others.

Present:

Shri Bharat Lal Dembra, counsel for the petitioner.

Shri Sushil Dubey, Government Advocate for the respondents No. 1 to 4/State

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ORDER

(Passed on 6th day of February, 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner was working as Aanganwadi Worker in village Padgawan, Tahsil Pendra Road, District Bilaspur. In her place, the respondent No. 6 has been appointed as Aanganwadi Worker on the ground that she is Scheduled Caste candidate. He further submits that the respondent No. 6 belongs to 'Mehara', not 'Mahar' and as such, she is not Scheduled Caste candidate. It is contended that the petitioner has obtained more marks in class 8th examination and the candidates having more marks in class 8th examination certificate have been given preference to others even those who are having higher

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qualification. Learned counsel for the petitioner lastly submits that the representation has been filed before the Chief Executive Officer, Janpad Panchayat Pendra on 12.1.2007, which is still pending consideration.

2. In view of that, the Chief Executive Officer, Janpad Panchayat Pendra, District Bilaspur is directed to consider and pass appropriate order on the pending representation of the petitioner.

3. The writ petition is accordingly disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Bablu